THE HONOUABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.9049 of 2005

Between:

Smt.N.Sarojamma. ..
PETITIONER

and

The Joint Collector and others.

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RESPONDENTS

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ORDER:

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This writ petition is filed seeking a Writ of Certiorari to call for the records relating to the proceedings of the 1st respondent in Rc.No.K4/ATP/954/04, dated 31-03-2005, and quash the same as arbitrary and illegal and consequently direct the respondents to continue the petitioner as fair-price shop dealer of Obulapuram village, Pamidi Mandal, Anantapur District.

It is the case of the petitioner that she was appointed as a fair-price shop dealer in the year 1993. From then onwards, there are no complaints against her from any quarter. While so, the 2nd respondent issued a show-cause notice, dated 18-07-2004, asking her to explain as to why her dealership should not be suspended on the charges made thereunder. When she sought for a copy of the enquiry report referred to in the show-cause notice, the 2nd respondent without affording any opportunity suspended the dealership by his proceedings, dated 19-07-2004. Aggrieved by the same, she preferred an appeal before the 1st respondent-Joint Collector, Anantapur. However, the Joint Collector, Anantapur, dismissed the appeal on 31-03-2005. Aggrieved by the same, the present writ petition is filed.

While admitting the writ petition, this court by an order, dated 21-04-2005, granted interim direction to the respondents to continue the petitioner as a fair-price dealer of Obulapuram village, Pamidi Mandal, Anantapur District. The respondents filed counter and vacate stay petition.

In view of the fact that this court has already granted interim

direction as early as on 21-04-2005 and the petitioner is continuing as on date as fair-price shop dealer and the allegations made against her are *prima facie* trivial in nature, I am of the opinion that the very writ petition can be disposed of directing the 2nd respondent-Revenue Divisional Officer, Anantapur, to conduct a detailed enquiry into the allegations made against the petitioner and pass appropriate orders, within a period of six months from the date of receipt of a copy of this order. However, during the pendency of the enquiry, the interim order passed by this court on 21-04-2005 shall continue.

With the above direction, the writ petition is disposed of. No order as to costs.

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16-06-2006

Prv